

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Establish
Policies and Cost Recovery Mechanisms for
Generation Procurement and Renewable
Resource Development.

Rulemaking 01-10-024
(Filed October 25, 2001)

**ADMINISTRATIVE LAW JUDGE'S RULING
REQUESTING ADDITIONAL INFORMATION**

On December 20, 2002, Pacific Gas And Electric Company (PG&E) filed an "Expedited Motion of Pacific Gas and Electric Company to Terminate Operating Order and Approve Operating Agreement." On December 24, 2002, in response to a Ruling by Administrative Law Judge Minkin, PG&E submitted a red-line version of its Operating Agreement illustrating the difference between Exhibit C in its Operating Agreement and Exhibit C of the Operating Order (Decision (D.) 02-12-069). In addition, on January 8, 2003 in response to my electronic ruling, PG&E filed its response to Southern California Edison's reply to its Motion including a comparison of the differences between Exhibit C of the Operating Agreement filed by PG&E and Exhibit C of the Operating Agreement filed by San Diego Gas and Electric Company. I anticipated that in PG&E's January 8th filing describing the differences between the two Operating Agreements, PG&E would also define certain terms new to the Operating Agreement that are not defined in the "Definitions" section of the Operating Agreement or the Servicing Order (D.02-12-072). In order to accurately review and evaluate PG&E's Exhibit C, the record should contain a definition of these

terms. PG&E should provide definitions for the following terms as these terms are used in Exhibit C of its Operating Agreement: (1) “Variable Costs,” (2) “Start-Up Costs,” (3) “Economic Stacking,” and (4) “Dispatchable Purchase.” For example, PG&E’s response should identify what cost components are included in “variable costs” as the term is used on page C-3 of Exhibit C. In addition, PG&E’s response should also define “must-take” and “must-run” as these terms are used on page C-10 of Exhibit C.

PG&E should file and serve its response to this request by January 28, 2003.

IT IS RULED that Pacific Gas and Electric should file and serve the information by January 28, 2003.

Dated January 24, 2003, at San Francisco, California.

/s/ Julie Halligan

Julie Halligan
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Requesting Additional Information on all parties of record in this proceeding or their attorneys of record.

Dated January 24, 2003, at San Francisco, California.

/s/ Antonina V. Swansen
Antonina V. Swansen

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.

